

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF MISSOURI

MINUTES OF CIVIL JURY/NON JURY TRIAL

Presiding Judicial Official Hea Date 10-1-12 Trial Day 1 Case No. 11cv171

Truman Entertainment vs. City of Pevely

Parties present for: JURY TRIAL NON JURY TRIAL
COURT REPORTER: A.D.

Attorney(s) for Plaintiff(s) R. Kister
Attorney(s) for Defendant(s) D. Korum

Jury impaneled and sworn. Opening Statements of Plaintiff and Defendant made.

- ☒ Plaintiff's evidence commenced, resumed ☒ and ☐ but not ☒ concluded.
☒ Defendant's evidence commenced ☐ resumed ☐ and ☐ but not concluded.
☐ Plaintiff(s) evidence in rebuttal ☐ commenced ☐ resumed ☐ and ☐ but not ☐ concluded.
☐ Defendant(s) evidence in surrebuttal ☐ commenced ☐ resumed ☐ and ☐ but not ☐ concluded.
☐ Oral ☒ Written Motion for Judgment as a Matter of Law at the close of plttf's case
☐ filed ☒ made/argued by ☐ plttf(s) ☒ deft(s) ☐ and is ☒ Overruled/Denied ☐ Sustained ☐
Court's ruling reserved ☐ taken under submission ☐ taken with the case.
☐ Closing Arguments of counsel made. ☐ Case taken under advisement.
☐ (Simultaneous) briefs due _____ ☐ Case is settled. Dismissal papers due _____.
☐ Jury charged and retires to consider its verdict(s) at ____ am/pm ☐ Verdict returned at _____ am/pm
☐ Jury having been given a special verdict in the form of written interrogatories for finding of fact, retires to consider its verdict(s) at ____ am/pm ☐ Verdict(s) returned at ____ am/pm
☐ Jury unable to agree upon its verdict(s) by ____ am/pm is excused to resume deliberations _____ at ____ am/pm ☐ The Court declares a MISTRIAL. ☐ Trial is reset _____.
☐ On motion of ☐ plaintiff ☐ defendant ☐ Court the jury is polled.
Proceedings to continue _____ at _____ am/pm
☐ Judgment is entered accordingly this date.

A Mtu. to reconsider # 57; heard; Denied as moot.

PROCEEDINGS COMMENCED 9:45 - 12:45 CONCLUDED: 2:00 - 4:30